G. R. S. IX-5]

Previous references.

Gen Fin 53798 1898-99 ~~191~~ .

(~~Courts~~ Gen, Fin.)

File No. 54 of 98.

Serial Nos. 1—10.

Sls 1—10.

Later references.

Vide Sls 11—15 of the same file.

P. 37/B.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—10.

all Part B for ~~Apr, 1904~~

SUBJECT.

~~The~~ disposal of Counterfeit Coins produced before Criminal Courts.

Undated

W D 88—GPB—50,000—24.7.16

for alternative Draft for approval.

(9)

Cancelled 14/6/99
The following Rule of Practice is framed by the Chief Court with the sanction of the Government of Mysore.

Counterfeit coins produced before Criminal Courts under sections 517, 523, and 524 of the Code of Criminal Procedure should be disposed of in manner following:

1 - 4
14/6/99

Where there is no person entitled to the return of the coins, or if where such person consents to it, the counterfeit coins after being first cut or broken, should be sent to the nearest District or Taluk Treasury Officer, to be by him remitted to the Mint at Calcutta or Bombay through the Resident's Treasury, Bangalore. If such person, however, does not consent to the counterfeit coin being sent to the Mint, unless the broken pieces are afterwards returned to him, the coin should not be sent at all. It is, however, open to the Court, in cases in which the person entitled to the coin is otherwise unwilling to part with it, to purchase it from him at a suitable price, not in any case exceeding its nominal value, charging its cost to Government. This course should only be followed when, from the excellence of the execution or form any other special cause, it seems desirable that the coin should be acquired as a specimen, and the Court should, when forwarding it to the Mint as above, state at the same time the grounds upon which its purchase was considered desirable.

14/6/99

13-6-99

(5)

14 June 1887

Dear Mr. Hennessey

Pursuant to rule
in the terms suggested
by you will better meet
the requirements of the
Service. Inches and
Yards to Meeting &
substituting the
Same, in lieu of Liggetts
& Clay Courts.

I am at home
any day next week
to talk to the Hon. G

Rome C
Place de Spagna
16 Dec 1887

Cards in British
India
all the papers
received with you
letter are returned
herewith
Yours truly
J. H. Berks

(41)

No. 1363

From Resident in Mysore

No. 1263

To

THE SECY. TO THE GOVT. OF MYSORE,
GEN. & REV. DEPTS.

Dated 12.4.99

Despatched

Received

General No. 1638

No.

Enclosure No. /

Requesting that the Chief Court may be moved to frame Rules for the guidance of Subordinate Criminal Courts in respect of Counterfeit Coins that come before them.

Legs

References to be marked.

Received on 14/4/99

Submit with reference as ordered.

14/4/99

This is not a subject for discussion in the Legislative Council.

15/4/99

No. 1638 Jud
93-99.

Rec'd 13/4/99

FROM

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 12 April 1899.

SIR,

I am directed to forward a copy of a Resolution of the Finance and Commerce Department, No. 217. A. dated the 17th ultimo, with a copy of the rules appended thereto, regarding the disposal of Counterfeit Coins by officers empowered to Cut coin under the Indian Coinage Act, 1870. I am to request that the Chief Court of Mysore may, if no objection exists, be moved to frame rules similar to Rule 1 of the rules appended to the Resolution for the guidance of Subordinate Criminal Courts in respect of Counterfeit Coins which Come before them under the procedure

procedure prescribed in Sections 517, 523 and 524 of the Mysore Regulation I of 1886. It is not necessary that such Coins should be sent direct to the mint by Judicial officers. They may be forwarded to the nearest Treasury or Sub Treasury officer to be remitted by him to the mint, through the Resident Treasury, Bangalore.

I have the honour to be,

Sir,

Your Most Obedient Servant,

K S Erskine Captain

Asst Assistant Resident.

H.

No. 217 A.

GOVERNMENT OF INDIA.

FINANCE AND COMMERCE DEPARTMENT.

ACCOUNTS and FINANCE.
Mint.

RESOLUTION.

Calcutta, the 17th January 1899.

READ—

Notification by the Government of India in the Department of Finance and Commerce, No. 664, dated the 13th February 1891.

RESOLUTION.—The Governor General in Council has had under consideration the question of laying down rules for the systematic examination of counterfeit coin by the Mint Masters of the Calcutta and Bombay Mints. Under sections 16 and 17 of the Indian Coinage Act, 1870, and under clause 2 (1) of the Notification read above, any counterfeit coin tendered to an officer empowered by that Notification to cut or break coin is to be cut or broken, and the broken pieces are to be returned to the tenderer. In practice, however, such coins, after being broken, are sent, in accordance with Article 581 of the Civil Account Code, to the Mint at Calcutta or Bombay, when this can be done with the consent of the tenderer. The practice has certain advantages, and the rules appended to this Resolution are accordingly prescribed for the guidance of officers empowered to cut coin under the Indian Coinage Act, 1870. The High Courts of the several Provinces will be moved to issue orders providing that counterfeit coins which come before the Courts under sections 517, 523, and 524 of the Code of Criminal Procedure, 1898, shall be disposed of in similar fashion.

ORDER.—Ordered, that this Resolution be communicated to the several Local Governments and Administrations; to the Home and the Public Works Departments; to the Comptroller and Auditor General; to the Mint Masters, Calcutta and Bombay; and to all Accountants General and Comptrollers.

J. A. ROBERTSON,

Offg. Asst. Secy. to the Govt. of India.

RULES.

Treasury Officers.

1. When it can be done with the consent of the tenderer, counterfeit coins tendered to Treasury Officers and others authorized to cut or break them under the provisions of section 16 of Act XXIII of 1870, should be sent to the Mint at Calcutta or Bombay. If the tenderer, however, does not consent to the counterfeit coin being sent to the Mint, unless the broken pieces are afterwards returned to him, the coin should not be sent at all. It is, however, open to a Government officer, to whom such a coin is tendered in cases in which the tenderer is otherwise unwilling to part with it, to purchase it from him at a suitable price, not in any case exceeding its nominal value, charging its cost to Government. This course should only be followed when from the excellence of the execution, or for any other special cause, it seems desirable that the coin should be acquired as a specimen, and the officer purchasing the same should, when forwarding it to the Mint, state at the same time the grounds upon which its purchase was considered desirable.

2. Treasury Officers should, as soon as possible, after the end of each quarter, submit to the Accountant General a return in Form No. 77 of the Civil Account Code showing the working during the past quarter of the rules for cutting and breaking coin. These returns should be consolidated by the Accountant General concerned for each Province, and a copy of the consolidated return should be furnished by him to the Mint Master, Calcutta or Bombay.

Mint Master.

3. When counterfeit coins are received at the Mint under rule 1, or under any orders which may be issued by the High Courts for the disposal of coins received in the course of criminal investigations, the Mint Master should cause them to be examined and assayed, if necessary. If they present any special features of importance, or if it appears from the number received at the Mint, or recorded in the quarterly returns furnished by Treasuries, that counterfeit coins on an unusually large scale are being produced in any province or locality, or are being imported into any particular district or districts, or that fraudulent tampering with the coinage is prevalent anywhere to an unusual extent, he will submit a special report regarding the same to the Government of India through the Comptroller and Auditor General.

4. The Mint Master should keep a classified record of all counterfeit coins received by him, and should include it in his annual administration report embodying therein the statistics of counterfeit coins cut and broken which he obtains from the consolidated returns furnished to him by the provincial accounts officers.

Railways.

5. Railways in India are under Civil Account Code, Article 590-A, entitled to send cut (fraudulently reduced) coins to the Mints and to receive credit for their market value. This rule applies only to fraudulently reduced coin and not to counterfeit coin. As regards the latter, Railways are merely in the position of private tenderers and are not entitled to receive credit from the Mint for the market value, or to have the coins assayed and reported on by the Assay Master.

6. When, however, any unusually large amount of counterfeit coins is tendered to Railway officers, or the existence of such coins in circulation in large quantities in any locality is otherwise brought to their notice, a special report on the subject should be submitted for the information of the Government of India.

Ext.—B. M.

Government of India Central Printing Office No. 775 F. D.—9-8-09.—46.

Transfd to Judl Br:
for favour of action or opinion
17-4-99

To

The Registrar,
Chief Court of Mysore

1180/1 Encl
1470 Dated 18/4/99

I am directed to forward for favour of action or opinion a copy of Letter No 1638/93-99 of the 12 instant from the First Asstt to the Resident in Mysore, together with a copy of its enclosure, regarding the framing of rules for the disposal of counterfeit coins by officers empowered to seize coin under the Indian Coinage Act, 1870, and to request that you will be so good as to move the Judges Chief Court to frame, if rules as appear therein for the guidance of Subordinate criminal Courts in respect of counterfeit coins produced before them, and to submit such rules when framed for the sanction of Government.

I have the honour to be,
Sir,
Your most obedient servant,

15-4-99

1574/99.

Secretary

Note.
The rules have apparently to be framed under S. 553 cl (c) of the Cr: Pro: Code, [illegible]

I am directed to acknowledge the receipt of your letter No 1638/93-99 of the 12th instant and to request that you will be so good as to move the Chief Court to frame, if rules as appear therein for the guidance of Subordinate criminal Courts in respect of counterfeit coins produced before them, and to submit such rules when framed for the sanction of Government.

I have the honour to be,
Sir,
Your most obedient servant,

15/4/99

Secretary

Note.
The rules have apparently to be framed under S. 553 cl (c) of the Cr: Pro: Code, [illegible]

(3)

463 To

The Registrar
of the Chief Court of Mysore

Dy 3rd June 1899.

No 1385 / 1685.

Thro Office letter No 11801 / J. 147.
d: 18th April 1899, forwarding for needful action or opinion copy of a communication from the Residency regarding the framing of Rules for the disposal of contraband coins produced before the subordinate Criminal Courts in Mysore

---

Have the honor to request the favor of an early reply to the above, a reminder having been

received from the Residency on the subject.

It is requested that the original enclosures of the communication above cited may be returned with the Registrar's reply

By Order

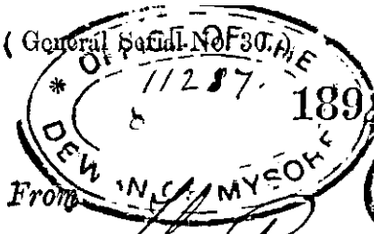
C.

Secy 3/6/99

3/6/99

Secret Ref to one of the subjects noted in the Residency memorandum sent with the F.A Registrar's letter 3/6/99

(General Serial No. 30.)



1899/99 11425

84

(4)

From The Registrar of the Chief Court, Mysore

To The Secretary to the Govt of Mysore Genl & Rev Dept.

Dated 7th
Despatched 8th } June/99
Received

Enclosures No. 1

General No. 2092

No. 279

Forwards for the approval of Govt the accompanying Rule of Practice dated June/99 directing the Courts to send counterfeit coins produced before them to the nearest Treasury

Govt
8.6.99 Refers pertnp
DMB
9-6-99.

Subd to Secy with a draft
mca
12/6.

12/6/99

(4)

N° 7092 Rw.1
279

Bangalore, 7th June 1899.

From

The Registrar of the
Chief Court of Mysore.

To

The Secretary to the
Government of Mysore,
General and Revenue depttº.

Sir,

With reference to your letter No. 11801 / J.1470 dated 18th April 1899, I am directed to forward for the approval of Government the accompanying draft Rule of Practice No. dated June 1899 directing the Courts to send counterfeit coins produced before them to the nearest Treasury to be dealt with under the appropriate sections of the Indian Coinage Act, 1870.

I have the honor to be,
Sir,
Your most obedient servant,

Illegible

ag. Registrar.

(1/1/11)

In the Chief Court of Mysore at Bangalore.

Criminal Side.

Rule of Practice No. dated June 1899.

The Chief Court directs that when counterfeit Coins found to be counterfeit are produced in a Court they should be sent to the nearest Treasury to be dealt with under the appropriate Sections of the Indian Coinage Act, 1870.)

By order,

Registrar.

Here end Rule 1.

No 5

(6)

The Registrar of the
Chief Court of Mysore

Dated 10th June 1899.

No 13987/1702

Adverting to his letter
No 7092/279 dated the 7th
instant, has the honor
to request that the original
enclosures forwarded
with this office letter No
11801/1479 dated the 18th April
last may be kindly returned
as early as possible

B. P.
9/6/99
Secy:

Files referred to in this were
obtained from the Chief Ct. to-day
as ordered by the H. Secy:

MCA
12/6.

X

MCA
9/6.

Draft rule for G.G.

Read,

7

Letter no 7092/279 dated the 7th June 1899 from the Registr. Chief Court, submitting for approval, with reference to this office communication no 11801/1470 of the 18th April 1899 last, the accompanied Draft Rule of Practice re the disposal of the counterfeit coins ~~produced~~ coming before them to the nearest Criminal Court in which ~~Treasury to be dealt~~ with under the provisions of the Indian Coinage Act, 1870. Here ended Rule as drafted - 13 lines. ~~Rule~~ allowed - 11 lines. order thereon.

Approved.

2. The rule will be published in the three successive issues of

of the Gazette.

U
14/6/99

Secy:

To,

The Regtr.
Chief Constable
Mysore.

(816) Read: Rc-Thana-Cl- (7)

Letter No. 7092/279 dated the 7th June 1899, from the Registrar of the Chief Court, submitting for approval with reference to this office communication No. 11801/J.1470 dated the 18th April last, the appended Draft Rule of Practice re the disposal of counterfeit coins coming before the Subordinate Cri-minal Courts in the State:—

Fairly atmn
4
15/6/99

"The Chief Court directs that when counterfeit coins come before any Criminal Court under the procedure prescribed in sections 517, 523 and 524 of the Criminal Procedure Code (Regulation I of 1886), they shall be sent to the nearest Taluk or District Treasury which will remit the same to the Resident's Treasury, Bangalore, for being dealt with in manner following:-

"When it can be done with the consent of the tenderer, count-erfeit coins tendered to Trea-sury Officers and others au-thorised to cut or break them under the provisions of Section 16 of Act XXIII of 1870, should be sent to the Mint at Calcutta or Bombay. If the tenderer, how-ever, does not consent to the counterfeit coin being sent to the

Mint

Mint, unless the broken pieces are afterwards returned to him, the coin should not be sent at all. It is, however, open to a Government officer, to whom such a coin is tendered in cases in which the tenderer is otherwise unwilling to part with it, to purchase it from him at a suitable price, not in any case exceeding its nominal value, charging its cost to Government. This course should only be followed when from the excellence of the execution or for any other special cause, it seems desirable that the coin should be acquired as a specimen and the officer purchasing the same should, when forwarding it to the Mint, state at the same time the grounds upon which its purchase was considered desirable.

Order thereon, No. 14155 dated 15/6/99 / J1724 / $L6

Approved.

2. The rule will be published in the three successive issues of the Gazette.

14/6/99

Secry. 15/6/99

To

The Registrar of the Chief Court of Mysore.

No 14667 dated 28th June/99.
1769
Copy forwarded to the Comr Kolar Circle Mysore for information & necessary instructions & Rem. of Rs. 26/6/99.

9

9/1725
dated 15/6/99

The Private Agent to the
Resident in Mysore

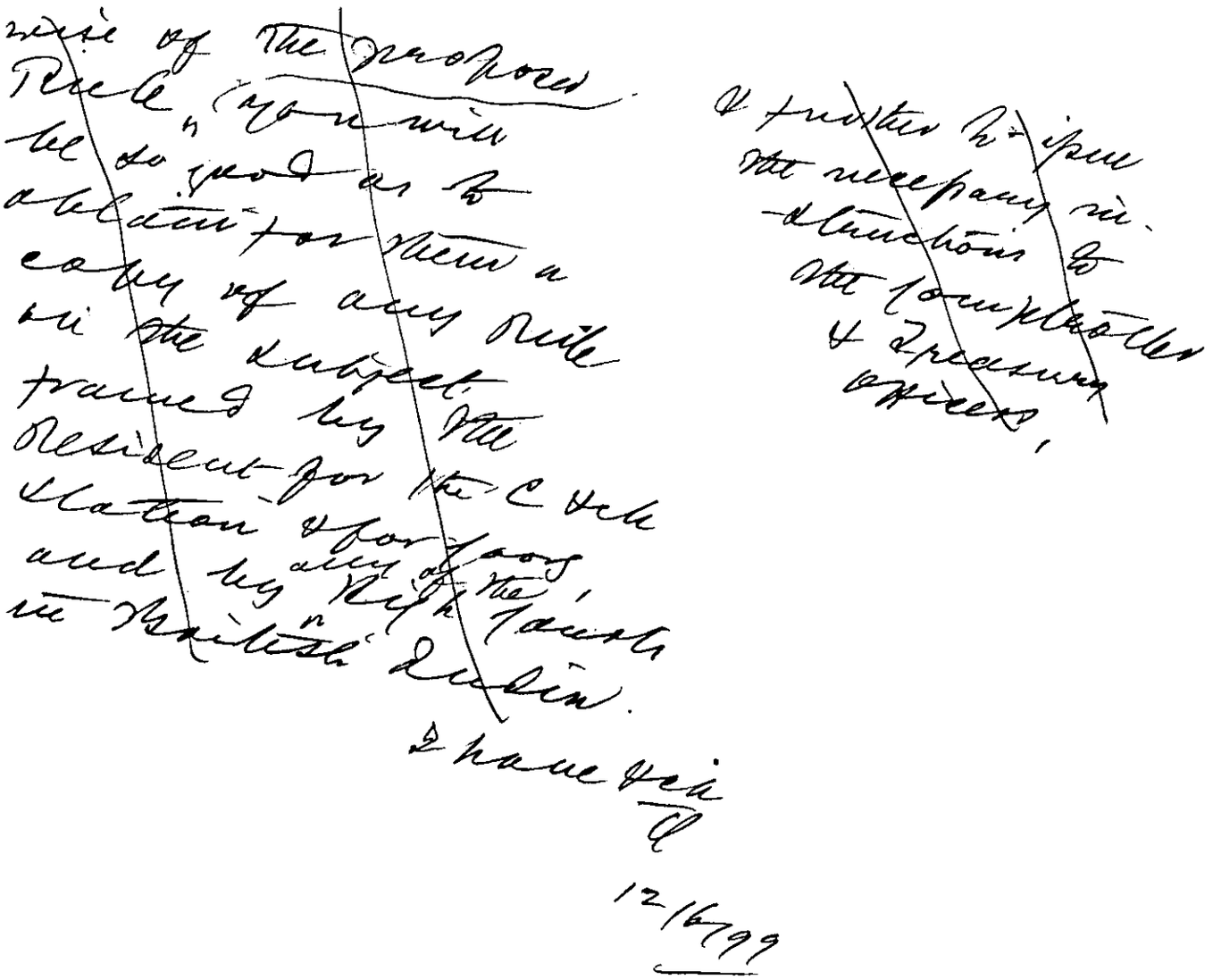
Sir,

With reference to
your letter No 1638
dated the 12-3-99
last re the framing
of Rules for the dis-
-posal of encumbered
coins produced before
the Subordinate Judi-
-cial Courts in the Mysore
State, I am directed
to forward herewith
a copy of a Draft Rule
of Practice [illegible]
[illegible] upon the
Chief Court by his
Highness the
Maharaja in Council
& to request that
he may be favored
with the Resident's
decision as to the
suitability of the
Draft Rule

a copy of a Draft Rule
No - dated
relating to practice
& procedure to be
followed by the
Courts in the
disposal of
encumbered coins
& their subsequent
publication in
the Mysore
Gazette

I have been
directed by
the Chief Court
to request
you to move
Government
in the matter
as early as
possible

14/6/99



Fair Draft

(47) (9)

14 156 Encl
J 1734 Dated 15/6/99.

To

The First Assistant to the Resident in Mysore.

With reference to your letter No. 1638/93-99 dated the 12th April last in re the framing of rules for the disposal of counterfeit coins produced before the subordinate Criminal Courts in the Mysore State, I am directed to forward herewith copy of Durbar's Proceedings No. 14153 dated 15th instant approving of a Rule of practice proposed by the Chief Court of Mysore and directing its publication in the Mysore Gazette.

I have the honor to be,

Sir,

Your most obedient servant,

C.
15/6/99

Secretary.

Rafl

J 1411

From 14570 1901 / 13-6-01 Fol 1955

The Asst to Resdt.

To The Dewan

~~The Secy to the Govt.~~ of MYSORE,
~~Gen. & Rev. Depts.~~

Dated 14th June 1901.

Despatched

Received 14/6/01

General No. 2782
No.

Enclosure No. 3.

Forwarding 3 copies of a resolution of the Govt of India re return of counterfeit Coins produced before the subordinate Criminal Courts ~~under the Magistrate~~ Dated.

References to be marked.

Inst J 7 No 217-1870
Transp. Dft
14/6/01

No. 2782
8m5

From

C.L.S. Russell Esquire, I.C.S.
The FIRST ASSISTANT to the RESIDENT
in MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 4th June 190/

Sir,

I am directed to invite a reference to your Secretary's letter No.14156-J.1725 dated the 15th June 1899 regarding the issue of rules for the disposal of counterfeit coins produced before the subordinate Criminal Courts in the Mysore State.

2. I am to enclose 3 copies of a Resolution of the Government of India in the Finance and Commerce Department No. 1004 A dated the 21st February 1901, and to request that, with reference to the concluding portion of paragraph 2 of that Resolution, the necessary orders may, if no objection exists, be issued for the guidance of the Subordinate Criminal Courts in Mysore.

I have the honor to be,
Sir,
Your most obedient servant,

L Russell.

First Assistant Resident.

ms.

No. 1004-A.

GOVERNMENT OF INDIA.

FINANCE AND COMMERCE DEPARTMENT.

RESOLUTION.

Calcutta, the 21st February 1901.

READ—

Resolution by the Government of India in the Finance and Commerce Department, No. 217-A., dated 17th January 1899.

Resolution by the Government of India in the Home Department, No. 134—46, dated 19th February 1901.

RESOLUTION.—With the Resolution in the Finance and Commerce Department of January 1899 rules were laid down for the systematic collection and examination at the Mint of counterfeit coins presented at treasuries and railway stations. In the Resolution in the Home Department of February 1901, with the object of giving the Police information regarding counterfeit coining, it is directed that all counterfeit coins sent to the Mints for examination should be forwarded through the Local Government or Inspector-General of Police, and certain other instructions are given having the same object.

2. The Government of India desire to have periodical reports from the Mint Masters regarding all counterfeit coining throughout India. For this purpose it is now directed that the return (No. 77 of the Civil Account Code) prescribed in paragraph 2 of the rules promulgated with the Resolution of January 1899, shall be divided into two. The first part will relate only to genuine coins reduced in weight, and will be in Form A attached to this Resolution; it will continue to be submitted quarterly to Accountant General. The second part will relate to counterfeit coins, and will be in Form B attached; it will not include the coins received from railways, but will include the coins received from Courts and from all other sources. It will be sent monthly to the Mint Master. The High Courts of the several Provinces will be moved to issue orders that Courts should, when transmitting to treasuries coins coming before them under sections 517, 523 and 524 of the Criminal Procedure Code, furnish a short description of the case, and send any implements, such as dies, moulds, etc., which may have been found. The coins and implements so received will be forwarded by Treasuries (through the Local Government or Inspector-General of Police) to the Mints.

3. Railway Administrations will also be requested to send monthly to the Mint the statement now submitted by them periodically in accordance with Public Works Department Circular No. 198-A. R., dated 4th June 1899. They should, however, note that only such counterfeit coins as are exceptionally well executed should be sent (through the Local Government or Inspector-General of Police) to the Mint. Ordinary counterfeits should be sent to the treasury to be cut or broken. Railway administrations will also be asked to submit monthly to the Mint a return in the annexed Form B, showing the total number of counterfeit coins received during the month, including both the coins sent to the treasury and those sent to the Mint.

4. The Mint Master, Calcutta, on receipt of the above information, will compile two statements in the annexed Forms C and D, and submit them quarterly to the Government of India. The returns received by the Bombay Mint should be compiled in that Mint and sent to the Calcutta Mint as early as possible for incorporation in the return to be submitted to the Government of India.

ORDER.—Ordered, that the Resolution be communicated to all Local Governments and Administrations; to the Home and Public Works Department; to the Comptroller and Auditor General; to the Mint Masters, Calcutta and Bombay; and to all Accountants General and Comptrollers.

R. A. MANT,

Offg. Under Secy. to the Govt. of India.

FORM A.

(See Chapter 29, Volume I, Civil Account Code.)

Return showing silver coins cut or broken on account of being reduced in weight.

Denomination.	Number.	
	Lost by reasonable wearing more than 2 per cent. in weight.	Reduced in weight otherwise than by reasonable wearing.
Rupees		
½ rupees		
¼ rupees		
⅛ rupees		

FORM B.

Return showing counterfeit coins received during the month of

Rupees.	½ rupees.	¼ rupees.	⅛ rupees.	Remarks.

FORM C.

Number of counterfeit coins received at Treasuries or Railway Stations or produced in Law Courts during the quarter ending

Treasury or Station.	Number of Counterfeit Coins.				Remarks.
	Rupees.	½ rupees.	¼ rupees.	⅛ rupees.	
Total					

FORM A.

(See Chapter 29, Volume I, Civil Account Code.)

Return showing silver coins cut or broken on account of being reduced in weight.

Denomination.	Number.	
	Lost by reasonable wearing more than 2 per cent. in weight.	Reduced in weight otherwise than by reasonable wearing.
Rupees		
½ rupees		
¼ rupees		
⅛ rupees		

FORM B.

Return showing counterfeit coins received during the month of

Rupees.	½ rupees.	¼ rupees.	⅛ rupees.	Remarks.

FORM C.

Number of counterfeit coins received at Treasuries or Railway Stations or produced in Law Courts during the quarter ending

Treasury or Station.	Number of Counterfeit Coins.				Remarks.
	Rupees.	½ rupees.	¼ rupees.	⅛ rupees.	
Total					

FORM D

Return showing counterfeit coins examined at the Mints during the quarter ending .

Treasury or Station.	Date of tender or receipt of coin.	Number of Counterfeit Coins.				Year of coinage stamped on the coin.	Result of Assay, if assayed.	Weight of each coin.	Remarks. (Circumstances of tender and in case of coin sent by Law Courts a short description of the case: whether the coins are of good workmanship; whether struck from a die or cast in a mould; whether any implements were sent; relative proportion compared with other treasuries or stations, and whether counterfeiting is carried on on a large scale.)
		Rupees.	½ rupees.	¼ rupees.	⅛ rupees.				
Total .									

Note.—The remarks should be as concise as possible.

GOVERNMENT OF INDIA.

Finance and Commerce Department.

RESOLUTION.

To

ALL LOCAL GOVERNMENTS AND ADMNS.
HOME AND PUBLIC WORKS DEPARTMENTS.
COMPTROLLER AND AUDITOR GENERAL.
MINT MASTERS, CALCUTTA AND BOMBAY.
ALL ACCOUNTANTS GENERAL AND COMPTRS.

No. 1004-A.

Dated Calcutta, the 21st February 1901.

Returns of counterfeit coins.

G. C. Press, Simla.—No. 213 F. D.—105-01—00.

Extract from letter no 2782 dated the 4th June 1901 - from the 1st Asst to the Resident in Mysore.

× × ×.

Here enter para 2

(I am . . . . . to in Mysore).

No: 10928 Enc 1.
1683 & 19-6-01.

In continuation of this office memo no 14667 1760 of the 28th June 1899, the foregoing extract is forwarded to the Comptroller to the Govt of Mysore together with a printed copy of the Resolution of the Govt of India therein referred to for information

information and for such action as may be considered necessary.

B. O.

Secy

mm
17/16-

12

Extract from letter no 2782 dated the 4th June 1901 from the 1st Asst to the Resident in Mysore.

× × ×

Here enter para 2.
(I am . . .
in mysore).

No. 1684 & 19-6-01.

The foregoing extract is forwarded to the Registrar of the Chief Ct for kind compliance. Together with a printed copy of the Resolution of the Govt of India in the Finance & Commce Dept No 1004 A. dated the 21st Feb/01. therein referred to.

In continuation of Govt Proc: no 14155 of 15-6-99 sanctioning a Rule of Practice re the disposal of Counterfeit coins coming before the Subordinate Criml Courts in the State /^

8110